

# DECLARATION /POWER OF ATTORNEY FOR PATENT APPLICATION JOINT INVENTORS

As the named inventors, we hereby declare:

Our residences, post office addresses and citizenships are as stated next to our names below:

We believe that we are the original, first and joint inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled "METHOD FOR TRIGGERING APOPTOSIS IN CELLS", the specification of which

☐ is attached hereto.

☒ was filed on 1 December 2000 as application serial no. 09/701,618.

We hereby state that we have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

We acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulation, § 1.56.

## Prior Foreign Applications

We hereby claim priority benefits under Title 35, United States Code, ' 119 of any foreign application(s) for patent or inventor's certificate listed below. We have also identified below any foreign application(s) for patent or inventor's certificate having a filing date before that of the application on which priority is based.

Country	Application Number	Date of Filing (day, month, year)	Date of Issue (day, month, year)	Priority Claimed Under 35 U.S.C. §119
WIPO	PCT/DE99/01684	2 June 1999		Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
DE	198 24 811.3	3 June 1998		Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>

## Prior United States Application(s)

We hereby claim the benefit under Title 35 United States Code, ' 120 of any United States patent application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, ' 112, we acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulation, ' 1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Application Serial Number	Date of Filing (day, month, year)	Status C Patented, Pending, Abandoned

## Power of Attorney

And we hereby appoint, both jointly and severally, as our attorneys with full power of substitution and revocation, to prosecute this application and transact all business in the U.S. Patent and Trademark Office connected herewith as well as before any office or agency of a foreign country or any international organization in connection with any foreign counterpart application claiming priority to this application, including the power to appoint agents and local representatives in connection with such foreign applications, the following attorneys of Roylance, Abrams, Berdo & Goodman, their registration numbers being listed after their names:

DAVID S. ABRAMS REG. NO. 22,576  
ROBERT H. BERDO REG. NO. 19,415  
ALFRED N. GOODMAN REG. NO. 26,458  
MARK S. BICKS REG. NO. 28,770  
JOHN E. HOLMES REG. NO. 29,392  
LANCE G. JOHNSON REG. NO. 32,531  
DEAN H. NAKAMURA REG. NO. 33,981  
GARRETT V. DAVIS REG. NO. 32,023

STACEY J. LONGANECKER REG. NO. 33,952  
JOSEPH J. BUCZYNSKI REG. NO. 35,084  
WAYNE C. JAESCHKE, JR. REG. NO. 38,503  
TARA LASTER HOFFMAN REG. NO. P46,510  
JEFFREY J. HOWELL REG. NO. 46,402  
JULIE R. KELLER REG. NO. 30,488

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We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information knowledge and belief are believed to be true; and further that these were made with the knowledge that false statements made willfully are punishable by fine, imprisonment, or both a fine and imprisonment under Section 1001 of Title 18 of the United States; and further that false statements made willfully may jeopardize the validity of any patent issuing on an application in which the false statements were made.

Signature H. Rothbarth Date 02.03.2001

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Signature Hermann Stammer Date 02.03.2001

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Signature Dieter Werner Date 02.03.2001

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Signature P. Nehls Date 15.3.2001

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PTO: The Commissioner of Patents and Trademarks: Please record the attached original document(s) or copy(ies).

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Mail documents to be recorded with required cover sheet(s) information to:  
Commissioner of Patents and Trademarks, Box Assignments, Washington, D.C. 20231

**C Correspondent Name and Address**

Area Code and Telephone Number 202-659-9076

Name DEAN H. NAKAMURA

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**Pages**

Enter the total number of pages of the attached conveyance document including any attachments.

# 2

**Application Number(s) or Patent Number(s)**☐ Mark if additional numbers attached

Enter either the Patent Application Number or the Patent Number (DO NOT ENTER BOTH numbers for the same property).

**Patent Application Number(s)**

09/701,618

**Patent Number(s)**

If this document is being filed together with a new Patent Application, enter the date the patent application was signed by the first named executing inventor.

Month Day Year

**Patent Cooperation Treaty (PCT)**Enter PCT application number  
only if a U.S. Application Number  
has not been assigned.

PCT

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**Number of Properties**

Enter the total number of properties involved.

# 1

**F Amount**

Fee Amount for Properties Listed (37 CFR 3.41): \$ 40.00

Method of Payment:  
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(Enter for payment by deposit account or if additional fees can be charged to the account.)

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Authorization to charge additional fees:

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DEAN H. NAKAMURA

Name of Person Signing

Signature

Date

13 April 2001

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U.S. Department of Commerce  
Patent and Trademark Office  
**PATENT**

**Conveying Party(ies)**

☐ Mark if additional names of conveying parties attached

Enter additional Conveying Parties

Name (line 1) DIETER WERNER

Execution Date  
Month Day Year

02/27/2001

Name (line 2)

Execution Date  
Month Day Year

Name (line 1) PETER NEHLS

03/15/2001

Name (line 2)

Execution Date  
Month Day Year

Name (line 1)

Name (line 2)

**Receiving Party(ies)**

☐ Mark if additional names of receiving parties attached

Enter additional Receiving Party(ies)

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☐ If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative is attached. (Designation must be a separate document from Assignment.)

Name (line 2)

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State/Country

Zip Code

Name (line 1)

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**Application Number(s) or Patent Number(s)**

☐ Mark if additional numbers attached

Enter either the Patent Application Number or the Patent Number (DO NOT ENTER BOTH numbers for the same property).

Patent Application Number(s)

Patent Number(s)



41154

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

ASSIGNMENT

WHEREAS, we, Karsten Rothbarth, Hermann Stammer, Dieter Werner and Peter Nehls, (hereinafter ASSIGNORS), have made a certain invention entitled **METHOD FOR TRIGGERING APOPTOSIS IN CELLS** for which we are making application for Letters Patent of the United States having U.S. Serial No. 09/701,618 filed 1 December 2000, which application has been executed concurrently herewith; and

WHEREAS, **Deutsches Krebsforschungszentrum Stiftung Des Öffentlichen Rechts**, a corporation duly organized under the laws of Germany, located and doing business at Im Neuenheimer Feld 280, 69120 Heidelberg, DE (hereinafter ASSIGNEE), is desirous of acquiring the entire right, title and interest in and to the aforementioned invention and the aforementioned application and any and all Letters Patent to be obtained on said invention and/or application;

NOW, THEREFORE, TO ALL WHOM IT MAY CONCERN:

BE IT KNOWN that for good and valuable consideration paid to us by said ASSIGNEE, the receipt and sufficiency of which hereby is acknowledged, we, the ASSIGNORS, by those presents hereby do sell, assign, set over and transfer to said ASSIGNEE, its successors, legal representatives or assigns, the entire right, title and interest in and to the aforesaid invention in and for the United States and all countries foreign thereto; and in, to and under the aforesaid United States application and any corresponding foreign applications and any divisional, continuing, substitute or reissue applications or supplementary disclosures which may be filed on said invention in any country; and our right to file said foreign applications and claim priority under the provisions of the International Convention; and any Letters Patent of the United States or any foreign country issued or granted on said invention and/or said applications;

AND ASSIGNORS HEREBY authorize and request the Patent Office or other issuing authority to issue any and all patents on said invention and/or said application to said ASSIGNEE as sole assignee; and we further hereby authorize said ASSIGNEE to file and to prosecute any of said foreign applications in its own name;

AND ASSIGNORS HEREBY covenant that we have the full right to convey the entire right, title and interest herein assigned and that we have not executed and will not execute any assignment or other instrument in conflict herewith;

AND ASSIGNORS HEREBY further covenant and agree to communicate to said ASSIGNEE, or its legal representatives, successors or assigns, any facts relating to said invention, including evidence for interference purposes or other proceedings, whenever requested, and to testify in any interference or in any other legal proceeding, when requested, and to execute and to deliver on request all lawful papers required to make any of the foregoing provisions effective; and to perform the aforesaid communicating, executing and delivering, without any payment except expenses and to perform the aforesaid testifying for reasonable

compensation; and generally to do everything possible to aid the said ASSIGNEE, its successors, legal representatives or assigns to obtain and to enforce proper patent protection on and for said invention in all countries, and likewise we make those provisions binding on our heirs, legal representatives and/or administrators.

26. 02. 2001  
Date

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